

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

SHARON LEWIS,	)	CASE NO. 4:06CV03084
	)	
Plaintiff,	)	
	)	
vs,	)	
	)	
CITY OF KIMBALL; GREG	)	
ROBINSON, individually and in his	)	
official capacity as Mayor of the	)	
City of Kimball; EVERSTON OIL	)	
COMPANY, INC.; CASTONICS, INC.;	)	
	)	ORDER GRANTING MOTION
BRUCE EVERSTON; FORWARD	)	
KIMBALL INDUSTRIES, INC.;	)	
DAVE WOLF; PERFORMAX	)	
BUILDING MATERIALS, INC.;	)	
PERRY VAN NEWKIRK; and	)	
MARY LOU DIAZ,	)	
	)	
Defendants.	)	

**THIS MATTER**, having come to be heard upon Defendant Performax Building Materials, Inc.'s Motion to Amend Answer, the Court having reviewed same and being fully advised in the premises;

**DOTH ORDER** that the Motion to Amend Answer, filing 125, is GRANTED. The Amended Answer attached to Defendant's Motion is deemed filed as of the date of this Order.

**DATED** this 24th day of April, 2007.

BY THE COURT

s/ *David L. Piester*  
David L. Piester  
United States Magistrate Judge